

SECOND DAY

(Wednesday, January 15, 1969)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word

Absent—Excused

Bates	Ratliff
Hazlewood	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Bates was granted leave of absence for today on account of important business on motion of Senator Moore.

Senator Hazlewood was granted leave of absence for today on account of illness on motion of Senator Aikin.

Senator Ratliff was granted leave of absence for today on account of important business on motion of Senator Aikin.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
January 15, 1969

Hon. Ben Barnes, President of the Senate.

Sir. I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 1, In memory of Scott P. Sayers.

S. C. R. No. 1, Providing for joint committees to canvass votes and to make Inaugural arrangements.

S. C. R. No. 2, Inviting John Connally to address a Joint Session.

S. C. R. No. 3, Providing for closing of Capitol grounds on Inauguration Day.

S. C. R. No. 4, Providing for the closing of State Offices at certain time for Inaugural Ceremony.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reason for Vote

When the Caucus Report was submitted and adopted (S. R. No. 1) on yesterday, I, as Chairman of the Committee to notify the House, was not present on the floor. Had I been present, I would have voted "Nay."

CREIGHTON

Reason for Vote

When the Caucus Report was submitted and adopted (S. R. No. 1) on yesterday, I, as a member of the Committee to notify the Governor, was not present on the floor. Had I been present, I would have voted "Nay."

MOORE

Messages From The Governor

The following messages received from the Governor today were read:

Austin, Texas
January 15, 1969

To the Senate of the Sixty-First Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Branch Pilots for the Brazos Santiago Pass, Bar and Tributaries: For a two-year term to expire August 6, 1970: Stanley E. Ridley of Brownsville, Cameron County; for a two-year term to expire August 22, 1970: Edward S. Drake of Brownsville, Cameron County.

To be Branch Pilots for the Houston Ship Channel and Galveston Bar: For a two-year term to expire June 2, 1970: Roger H. Sutton of Houston,

Harris County. For a two-year term to expire June 8, 1970: E. C. Garrison of Houston, Harris County. For a two-year term to expire June 11, 1970: R. L. White, Jr. of Houston, Harris County. For a two-year term to expire June 14, 1970: Roy R. Faulkner of Houston, Harris County. For a two-year term to expire July 17, 1970: John B. Niday, Jr. of Houston, Harris County. For a two-year term to expire August 2, 1970: L. A. Lebert of Pasadena, Harris County. For two-year terms to expire October 9, 1970: W. C. Nixon of Houston, Harris County. Neill W. Ray of Deer Park, Harris County. For a two-year term to expire October 10, 1970: T. E. Longino of Houston, Harris County.

To be a Branch Pilot for the Matagorda Ship Channel from the Lavaca Bar to the Port of Port Lavaca-Point Comfort: For a two-year term to expire October 10, 1970: Rene S. Aguilard of Port Lavaca, Calhoun County.

To be a Branch Pilot for Port Aransas Bar, Corpus Christi Bay and Tributaries: For a two-year term to expire November 19, 1970: Philip R. Rickey of Corpus Christi, Nueces County.

To be Branch Pilots for the Sabine Bar, Pass and Tributaries: For two-year terms to expire December 4, 1970: S. B. Ellis of Port Arthur, Jefferson County; A. M. Castle, Jr. of Port Arthur, Jefferson County; J. R. Livingston of Port Arthur, Jefferson County; Ollie E. Moore of Port Arthur, Jefferson County; L. S. Tibbetts of Port Arthur, Jefferson County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas

Austin, Texas
January 15, 1969

To the Senate of the Sixty-First Legislature: I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Members of the Board of Directors of A&M University: For six-year terms to expire January 10, 1975: Dr. A. P. Beutel of Lake Jackson, Brazoria County; L. F. Peterson of Fort Worth, Tarrant County; Ford Albritton, Jr. of Bryan, Brazos County.

To be Members of The Texas Aero-

nautics Commission: For six-year terms to expire December 31, 1974: Paul M. Fulks of Wolfe City, Hunt County; James L. Luther of Burnet, Burnet County.

To be Members of The Texas Air Control Board: For six-year terms to expire August 30, 1973: Dr. Herbert C. McKee of Houston, Harris County; Dr. Wendell H. Hamrick of Dickinson, Galveston County.

To be Members of the Texas Animal Health Commission: For terms to expire September 7, 1973: Joe Finley, Jr. of Encinal, LaSalle County; Porter Halbert of Bronson, Sabine County.

To be a Member of the Texas Board of Chiropractic Examiners: To fill the unexpired term of Dr. J. Robert Baier, deceased, term to expire August 4, 1973: Melvin Garrett, Jr., D. C., of Waco, McLennan County.

To be Members of the Central Colorado River Authority: For six-year terms to expire January 1, 1975: Oscar L. Cheaney of Santa Anna, Coleman County; J. W. Mullins of Coleman, Coleman County; Isaac S. Pate of Voss, Coleman County. To fill the unexpired term of Cal Averett, deceased, term to expire January 1, 1973: Louis Pittard of Gouldbusk, Coleman County. To fill the unexpired term of George Pauley, deceased, term to expire January 1, 1973: Y. B. Johnson of Coleman, Coleman County.

To be Members of the Board of Directors of the Lower Colorado River Authority: For terms to expire January 1, 1975: W. D. Corder of Burnet, Burnet County; M. C. Dalchau of Llano, Llano County; Sam K. Seymour, Jr. of Columbus, Colorado County.

To be a Member of the State Board of Control: For a term to expire August 31, 1973: J. B. McDuff of Burnet, Burnet County.

To be Members of the Texas College and University System Coordinating Board: For terms to expire August 31, 1973: Walter Bassano of Paris, Lamar County; Fred Moore of Austin, Travis County; O. H. Elliott of Austin, Travis County; Dr. G. V. Brindley, Jr. of Temple, Bell County; Wales Madden, Jr. of Amarillo, Potter County; Hunter McLean of

Fort Worth, Tarrant County. To fill the unexpired term of J. C. Looney, resigned, term to expire August 31, 1971: Will Davis of Austin, Travis County.

To be a Member of the Board of Directors of the Dallas County Flood Control District: For a term to expire September 4, 1973: Ray A. Foley of Dallas, Dallas County.

To be Members of the State Board of Dental Examiners: For terms to expire May 24, 1973: Jack R. Winston, D.D.S., of Houston, Harris County; Thomas R. Williams, D.D.S., of Gatesville, Coryell County.

To be Members of the Texas Employment Commission: For a term to expire November 21, 1970: Mrs. Nancy Sayers of Austin, Travis County. For a term to expire November 21, 1974: J. E. Lyles of Austin, Travis County.

To be Members of the Texas Fine Arts Commission: For terms to expire September 1, 1973: Mrs. Patsy Dunn Singer of Corpus Christi, Nueces County; Mrs. Mildred Hawn of Dallas, Dallas County; Mrs. Louisa Sarofim of Houston, Harris County; Sylvan Lang of San Antonio, Bexar County. To fill the unexpired term of Robert Nail, deceased, term to expire September 1, 1969: Mrs. Frances M. Holden of Lubbock, Lubbock County.

To be a Member of the Good Neighbor Commission of Texas: To fill the unexpired term of Walter McBee, deceased, term to expire June 19, 1971: Dan R. Eddy, Jr., of Dallas, Dallas County.

To be a Member of the Board of Directors of the Guadalupe-Blanco River Authority: For a term to expire February 1, 1973: O. T. Moore, Jr., of Lockhart, Caldwell County.

To be a Member and Chairman of the Industrial Accident Board: To fill the unexpired term of J. Overby Smith, resigned, term to expire September 1, 1973: Joe B. Roberts of Austin, Travis County.

To be Members of the Texas Industrial Commission: To fill the unexpired term of J. B. McDuff, resigned, term to expire February 15, 1969: J. M. Haggard of Dallas, Dallas County. To fill the unexpired term of William F. Farah, resigned, term to

expire February 15, 1973: Mack M. Stripling of Nacogdoches, Nacogdoches County.

To be a Member of the State Judicial Qualifications Commission: To fill the unexpired term of William B. Blakemore, resigned, term to expire November 19, 1971: Jack Balagia of Austin, Travis County.

To be Members of the Board of Regents of Lamar State College of Technology: For six-year terms to expire October 5, 1973: Pat T. Peyton, Jr., of Beaumont, Jefferson County; Otho Plummer of Beaumont, Jefferson County; Bryan D. Beck, Jr., of Beaumont, Jefferson County. To fill the unexpired term of Robert Mann, resigned, term to expire October 5, 1969: H. J. Shands, Jr., of Lufkin, Angelina County.

To be Members of the Commission on Law Enforcement Officer Standards and Education: For terms to expire August 30, 1973: Glen H. McLaughlin of Austin, Travis County; Gerald Byrd of Sweetwater, Nolan County; Bob Smith of Austin, Travis County. To fill the unexpired term of Wallace Beasley, resigned: term to expire August 30, 1969: R. T. Runyan of Corpus Christi, Nueces County.

To be a Member and Chairman of the Liquor Control Board: For a term to expire November 15, 1973: Tom Gordon of Abilene, Taylor County.

To be Members of the Board of Regents of Midwestern University: For six-year terms to expire February 25, 1974: Hugh Marshall of Quanah, Hardeman County; Louis Pitcock, Jr., of Graham, Young County; Marvin L. McCullough of Wichita Falls, Wichita County. To fill the unexpired term of R. Clay Underwood, resigned, term to expire February 25, 1970: Edgar B. Hart of Electra, Wichita County.

To be a Member of the Municipal Retirement System Board of Trustees: To fill the unexpired term of Jimmie L. Mormon, resigned, term to expire December 31, 1970: Virgil C. Gray of Brownwood, Brown County.

To be Members of the Board of Regents of Pan American College: For terms to expire August 31, 1973: Leonel Garza of Brownsville, Cameron County; Morris Atlas of McAllen, Hi-

dalgo County; Lou Hassell of Houston, Harris County.

To be a Member and Chairman of the Parks and Wildlife Commission: To fill the unexpired term of Will Odom, resigned, term to expire February 1, 1971: L. P. Gilvin of Amarillo, Potter County.

To be Pecos River Compact Commissioner: For a term to expire May 27, 1969: R. B. McGowen, Jr., of Pecos, Reeves County.

To be Members of the Board of Pilot Commissioners for the Ports of Galveston: For terms to expire April 15, 1969: Rai Kelso of Galveston, Galveston County; Fred C. Hunter of Galveston, Galveston County; W. J. Sadler of Galveston, Galveston County; George Gillespie of Hitchcock, Galveston County; Paul Santire of Galveston, Galveston County.

To be Members of the Texas State Board of Podiatry Examiners: For terms to expire August 11, 1973: Dr. J. C. Littrell of Waco, McLennan County; Dr. Isaac Willis, Jr., of Longview, Gregg County.

To be a Member of the Public Safety Commission: To fill the unexpired term of J. C. Looney, resigned, term to expire December 31, 1969: William B. Blakemore, II, of Midland, Midland County.

To be Members of the Radiation Advisory Board: For terms to expire October 13, 1973: Dr. J. R. Maxfield, Jr., of Dallas, Dallas County; E. C. Stokely of Freeport, Brazoria County; Dr. Ben DuBilier of Austin, Travis County.

To be Interstate Compact Commissioner for the Red River: For a term to expire December 3, 1969: W. R. Bryant of Sherman, Grayson County.

To be Members of the Sabine River Authority: For terms to expire July 6, 1971: Dudley Davis of Center, Shelby County; J. L. Payne of Hemphill, Sabine County; E. A. Meek of Newton, Newton County. For terms to expire July 6, 1973: D. N. Beasley of San Augustine, San Augustine County; Gus Morris of Greenville, Hunt County; O. N. Pederson of Kilgore, Gregg County.

To be a Member of the Sabine River Compact Commission: For a term to expire July 12, 1974: Guy "Bubba" Cowser of Center, Shelby County.

To be Members of the San Jacinto Historical Advisory Board: For a term to expire September 1, 1973: Robert A. Sartwelle of Houston, Harris County. To fill the unexpired term of W. N. Blanton, deceased, term to expire September 1, 1971: Ben Blanton of Houston, Harris County.

To be a Member of the State Securities Board: For a six-year term to expire January 15, 1975: Randall C. Jackson of Abilene, Taylor County.

To be Members of the State Seed and Plant Board: For two-year terms to expire October 6, 1970: Grady C. Clark, Jr., of Corpus Christi, Nueces County; Heino Staffel, Jr., of Austin, Travis County; Garwood Gerdes of Giddings, Lee County.

To be Members of the Board of Regents of the State Senior Colleges: For six-year terms to expire January 10, 1975: Jerome Johnson of Amarillo, Potter County; Bernard G. Johnson of Houston, Harris County; Dee J. Kelly of Fort Worth, Tarrant County.

To be a Member of the State Board of Registration for Public Surveyors: For a term to expire September 6, 1973: Perry Thompson of Longview, Gregg County.

To be Members of the Texas Tourist Development Agency: To fill the unexpired term of Gene Cagle, deceased, term to expire August 23, 1969: G. E. Lehmann of Kerrville, Kerr County. To fill the unexpired term of Garner Mabry, resigned, term to expire August 23, 1969: Don Russell of San Marcos, Hays County. To fill the unexpired term of Chris Fox, resigned, term to expire August 23, 1971: Ed Hunter of Houston, Harris County. For terms to expire August 23, 1973: George Dillman of Dallas, Dallas County; John McCarty of Dallas, Dallas County.

To be a Member of the Board of Directors of the Trinity River Authority of Texas: To fill the unexpired term of S. M. Wright, term to expire March 15, 1973: John M. Gray of Dallas, Dallas County.

To be Members of the Board of Regents of Texas Woman's University: For six-year terms to expire January 10, 1975: Mrs. Jack T. Bowman of San Antonio, Bexar County; Mrs. E. L. Green, Jr., of Pampa, Gray County; Frank B. Appleman of Fort Worth, Tarrant County.

To be Members of the Board of Regents of the University of Texas: For six-year terms to expire January 10, 1975: Dan Williams of Dallas, Dallas County; Frank C. Erwin, Jr., of Austin, Travis County; Jenkins Garrett of Fort Worth, Tarrant County.

To be Members of the State Board of Veterinary Medical Examiners: For terms to expire August 26, 1973: Dr. Gerald Parker of San Antonio, Bexar County; Dr. Earl D. Waddell of Houston, Harris County.

To be a Member and Chairman of the Texas Water Rights Commission: For a term to expire February 1, 1973: Joe D. Carter of Sherman, Grayson County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas.

Austin, Texas,
January 15, 1969.

To the Senate of the Sixty-first Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be District Judge of the Sixth Judicial District: To fill the unexpired term of A. M. Harrison, deceased: Henry G. Braswell of Paris, Lamar County.

To be District Judge of the Eleventh Judicial District: To fill the unexpired term of Ben Moorhead, deceased: William N. Blanton, Jr., of Houston, Harris County.

To be District Judge of the 54th Judicial District: To fill the unexpired term of Vic Hall, resigned: Carl C. Anderson of Waco, McLennan County.

To be District Judge of the 55th Judicial District: To fill the unexpired term of Sears McGee, resigned: Reagan Cartwright of Houston, Harris County.

To be District Judge of the 57th Judicial District: To fill the unexpired term of Solomon Casseb, Jr., resigned: Franklin S. Spears of San Antonio, Bexar County.

To be District Judge of the 61st Judicial District: To fill the unexpired term of Ben F. Wilson, deceased: R. Shearn Smith of Houston, Harris County.

To be District Judge of the 64th Judicial District: To fill the unexpired term of James Joy, resigned: John Thomas Boyd of Plainview, Hale County.

To be District Judge of the 167th Judicial District: To fill the unexpired term of Tom Reavley, resigned: Thomas D. Blackwell of Austin, Travis County.

To be Presiding Judge of the Fourth Administrative Judicial District: To fill the unexpired term of Solomon Casseb, Jr., resigned: Peter Michael Curry of San Antonio, Bexar County. For a term to expire December 31, 1972: Peter Michael Curry of San Antonio, Bexar County.

To be Presiding Judge of the Seventh Administrative Judicial District: For a term to expire December 31, 1972: Raleigh Brown of Abilene, Taylor County.

To be Judge of Criminal Court Number One of Dallas County: To fill the unexpired term of J. Frank Wilson, resigned: Jerome Chamberlain of Dallas, Dallas County.

To be District Attorney of the 53rd Judicial District: To fill the unexpired term of Thomas D. Blackwell, resigned: Robert O. Smith of Austin, Travis County.

To be District Attorney of the 100th Judicial District: To fill the unexpired term of John Gillham, deceased: Jack B. Boone of Memphis, Hall County.

To be Associate Justice of the Supreme Court of Texas: To fill the unexpired term of James R. Norvell, resigned: Tom Reavley of Austin, Travis County.

To be Chief Justice of the Court of Civil Appeals for the Ninth Supreme Judicial District: To fill the unexpired term of L. B. Hightower, resigned: James F. Parker of Kountze, Hardin County.

To be Associate Justice of the Court of Civil Appeals for the Ninth Supreme Judicial District: To fill the unexpired term of James F. Parker, resigned: Quentin Keith of Beaumont, Jefferson County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas.

Committee to Escort Governor Connally to Joint Session

The President announced the appointment of the following as a committee to escort Governor Connally to the Joint Session pursuant to the provisions of S. C. R. No. 2:

Senators Moore, Connally, Herring, Blanchard and McKool.

House Concurrent Resolution 1 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 1—Memorial resolution for Scott P. Sayers.

The resolution was read.

On motion of Senator Aikin, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

Announcement

The President made the following announcement:

"The Reverend William C. Howland, University Christian Church, Austin, invites all Members of Senate to special services dedicated to the success of the 61st Legislature, next Sunday, 11:00 o'clock a.m. The church is located at University Ave. and 23rd, opposite the University Fountain."

Senate Concurrent Resolution 7

Senator Snelson offered the following resolution:

S. C. R. No. 7, Authorizing adjournment of either House of Legislature from Wednesday, January 15, until Monday, January 20, in memory of The Honorable D. C. Howard.

BE IT RESOLVED by the Senate of the State of Texas, the House concurring, That either House of the Legislature may adjourn from Wednesday, January 15, until Monday, January 20, in memory of the Honorable D. C. Howard, member of the House of Representatives from the 49th Legislative District.

The resolution was read.

On motion of Senator Snelson, and by unanimous consent, the resolution was considered immediately and was adopted.

Motion to Recess

On motion of Senator Aikin, the Senate agreed to take recess at the conclusion of the Joint Session to hear the address of Governor John Connally until 12:20 o'clock p.m. today.

Joint Session

(To hear address of Governor John Connally)

The President of the Senate and the Senators present escorted by the Sergeant-at-Arms and the Secretary of the Senate proceeded to the Hall of the House of Representatives at 11:00 o'clock a.m. to hear the address of the Honorable John Connally, Governor of Texas, pursuant to the provisions of S. C. R. No. 2.

The Senators were announced and were admitted and escorted to seats prepared for them along the aisle.

The President on invitation of the Speaker occupied a seat on the Speaker's Platform.

The President called the Senate to order, and announced a quorum of the Senate present.

The Honorable John Connally, Governor of the State of Texas, accompanied by Mrs. Connally and sons John and Mark, were announced by the Doorkeeper of the House.

The Governor's party was escorted to the Speaker's Rostrum by Senators Moore, Connally, Herring, Blanchard and McKool on the part of the Senate, and Representatives Weldon, Sherman, Santiesteban, Beckham, Golman, Finck, Holland, Hinson, Stroud, Neugent of Galveston, Newman, Jones of Lubbock, Moyer and Wayne, on the part of the House.

The Honorable Gus Mutscher, Speaker of the House of Representatives, called the House to order, stated the purpose of the Joint Session and announced a quorum of the House present.

The Speaker, the Honorable Gus Mutscher presented Ben Barnes, Lieutenant Governor-elect, to the Joint Session.

Lieutenant Governor-Elect Barnes introduced Governor Connally as follows:

"Exactly six years ago I stood be-

fore you as a Member of the House of Representatives from the 64th District and had the high honor of introducing one of the great leaders of recent years.

"Again we gather in this historic chamber, conscious of the invisible presence of great leaders of the past. And today, in the visible presence of new leaders, it is again my privilege to introduce this man whose leadership has meant so much to our State.

"I know the magnitude of the job he faced and the conflicts he endured. I have agreed with him on occasions; I have disagreed with him on others. I have always found him a worthy ally and a principled adversary, always ready to hear another view and to yield if convinced of the value of other opinions.

"It is the fate of a leader to find his contributions taken for granted by those who know little of his travail in achieving them. It is to his credit that he always has risen above petty controversy and kept his eye so firmly on our goals.

"Largely because of him, our course is firmly fixed in the direction of being a leader among the 50 states.

"So I can say that through the Spring of our hopes, the hot Summer of our own conflicts, the Autumn of our achievements, and even the Winter of our discontent, he has in so many ways been a man for all our seasons.

"On many occasions during the last six years I have listened in this chamber to the counsel and advice of the great Texan who will this day address us for the last time as our Governor.

"At times I have not agreed with all that he said. But I have never failed to marvel at his clarity of thought, his penetration of issues and his total dedication to bettering the lives of his fellow Texans.

"John Connally will be remembered in the history books for his strong leadership, and as a Governor who sought to move Texas forward in many areas which it had too long neglected. He will certainly be remembered by future generations of Texans as the Governor who built the foundation for excellence in both public and higher education.

"John Connally became Governor of Texas at a time when it was crying out for the type of farsighted leadership he has provided.

"His programs have not always been

popular. He has been criticized often and sometimes sharply. But this is one of the penalties of great leadership.

"Governor Connally and his gracious and charming first lady, Nellie, have served well as ambassadors for Texas wherever they have gone. They have truly enhanced the Texas Statehouse.

"It has been my privilege to work with Governor Connally during the last six years, and I have come to know him well. And no matter what the individual political philosophy, to know John Connally is to trust, admire and respect him.

"Shakespeare said that 'some are born great, some achieve greatness and some have greatness thrust upon them.'

"John Connally was not born into greatness. Nor did he have it thrust upon him. His greatness was built through strong and selfless leadership as he sought not for himself but for his State.

"A man that each of us can be proud to call our fellow Texan, our Governor and our friend — Governor John Connally."

Governor Connally then addressed the Joint Session as follows:

To the Members of the Sixty-first Legislature, Regular Session:

"Six years ago, I stood before you for the first time on this rostrum with a sacred trust freshly bestowed by the people of Texas, and together, we started a journey high in spirit and purpose.

"Some of you may remember that I said on that day that we faced times of dramatic change, requiring new vision in leadership as never before. And I said that I believed we could and would write a new chapter of achievement in the history of Texas.

"Today, we are six years older. Hopefully, we are six years wiser. Certainly, some of us are six years grayer.

"Rapid change we have seen. And while our path together has not been without its obstacles, we can take pride here today that we have met our responsibilities and largely lived up to our hopes and our aspirations.

"We can take pride in the Texas of today, a vibrant and growing State with 11.6 million citizens, 1.5 million more than when we started our journey.

"We can take pride in a Texas with a total income in 1967 of \$29.8 billion, a per capita income rise to \$2,744, an increase of 30% in five years.

"And we can take pride in our joint actions the past six years to help make it a better State for all its people. More substantive and far reaching legislation has been proposed and passed than during any similar period in our long history.

"From its first day, this administration has placed priority on efforts to move toward excellence in higher education in Texas. To your everlasting credit, you have responded to that urgent need, and as a result, we can perhaps be more proud of what we have achieved in this field than in any other.

—State support for higher education has increased 168% in the past six years, from approximately \$135 million in 1963 to \$344 million this year.

—In 1963, there were 4,811 faculty positions in Texas public senior colleges offering an average salary of \$7,237—\$1,159 below the national average. Today, our 9,345 faculty positions have average salaries of \$10,856—or \$388 above the national average.

—State investment in organized research has climbed 508% to \$8.9 million. And our investment in libraries has risen 236% to \$12 million.

—Even more significant, I am convinced, was your action, following the year-long study of the Committee on Education Beyond the High School, in creating the Coordinating Board, Texas College and University System, to provide us a more effective means to manage this largest and most vital Texas industry. And let me emphasize that in my judgment, without such a strong coordinating authority, all of our hopes and efforts toward excellence in higher education are doomed.

PUBLIC EDUCATION

"Certainly the foundation of opportunity for every young Texan lies in our system of public education which now serves 2,495,000 students and employs more than 100,000 teachers. And here too, we have taken important steps toward improvement.

—More significant in terms of long-range benefit has been the work of the 15-member Governor's Committee on Education, which I appointed in 1966. That body's report, released

late last year, points the way toward excellence in public elementary and secondary education. It sets forth sound state and local policy for expenditures in this vital area. It offers a bold challenge to the members of this Legislature, and I hope for the future of Texas, that you will meet that challenge with determination.

—During the last six years, teacher salaries have been increased 22%.

—At the start of the current school year, we had achieved satisfactory integration in 89% of our districts in an orderly manner and with the maintenance of good racial relations.

—We have intensified programs for the children of migrant workers.

—Our work in adult education has become the most extensive in the Nation. Since 1964, almost 132,000 Texans have been enrolled in classes to become functionally literate.

—During the last three years, enrollment in vocational and technical training courses has increased by almost 100,000 students, with more than 475 new course units being offered.

—You created the James Connally Technical Institute at Waco at my request, and already, that institution has become the largest school of its kind in the Western United States, with almost 1,400 young Texans learning skills to serve them a lifetime.

WATER AND AIR

"With Texas expected to face a water shortage in an estimated 20 years, no action is more urgent to our future than implementation of a comprehensive long-range water plan. We can take pride that the blueprint for such a plan was completed just a few weeks ago, and I hope you will give it your full support. We have taken other important steps to achieve more effective development and conservation of our resources.

—We redefined the Texas Water Commission as the Texas Water Rights Commission, and assigned responsibility for water planning to the Texas Water Development Board.

—We secured approval of voters to increase the Water Development Fund from \$200 million to \$400 million.

—We established the Texas Water Quality Board, creating for the first

time an independent management agency for water pollution control.

—We established the Texas Air Control Board in 1965, to undertake important responsibilities in the field of air pollution.

TOURISM

"As we reflect on the growing importance of tourism to our economy, it seems incredible that Texas wasn't really in the tourist business until a little more than five years ago.

"In my first address to a Joint Session, I urged your immediate creation of an agency to move our State into that booming market. Again, you responded, and on September 1, 1963, the Texas Tourist Development Agency began operating.

—Since 1964, when the agency began promoting Texas as a tourist attraction, out-of-state visitors have increased from just over 14 million to over 21 million.

—Tourist dollars spent in the state have increased from \$680 million to nearly \$1.5 billion last year.

—State taxes paid by tourists have increased from \$54.4 million in 1964 to well over \$100 million last year.

—HemisFair '68, the San Antonio World's Fair, resulted in incalculable nationwide publicity, and increased Texas' tourism potential for years to come. The highway department's state-line welcome stations reported a rise of 30% in traffic during 1968 over the previous year, and during the three summer months of last year alone, 2,000 more visitors toured the State Capitol than during the entire previous year.

RECREATION AND CONSERVATION

"Upon my recommendation, the Legislature in 1963 combined the State Parks Board with the Game and Fish Commission to form the Parks and Wildlife Commission to chart a course of improved recreational opportunities for Texans. Progress in this area has been gratifying.

—Since 1963, the number of visitors to State parks has increased from around 7 million annually to 13 million annually.

—Funds available for State parks improvements have increased from \$700,000 in the 1962-63 biennium to \$5.4 million in the current biennium.

—Plans have been completed for expansion of our parks system from 60,000 acres to over 200,000 acres.

—A \$75 million bond program for park acquisition was assured by vot-

er approval of a constitutional amendment in 1967.

—New wildlife management areas have been added and more are in process of being acquired.

—Creation of Padre Island National Seashore, to serve unborn generations, has become a reality during this administration.

INDUSTRIAL GROWTH

"The rush of the transition of Texas from a rural to an urban State accelerated during the 1960's. In 1959, just over 62% of our citizens lived in urban areas. Now that figure is up to 80%.

"I recommended to the Legislature in 1963 that the State embark immediately on a vigorous industrial development program to provide more jobs for our growing population as the rural opportunities diminished.

"At that time, the State had a total of 488,250 persons employed in manufacturing. The Texas Industrial Commission, given new support by the Legislature, set a goal of 802,250 persons employed in manufacturing by 1977.

—At the end of 1968, we already had 708,600 employed in manufacturing—or 88% of the goal completed.

—At the present rate of growth, we expect to reach the goal set for 1977 during March, 1971, or six years and five months ahead of schedule.

—During 1968 alone, a total of 52,900 new jobs was created through expansions and new industries. The average increase over the previous five years had been 36,735 per year.

—Total new plants and major expansion in Texas during 1968 came to 735, compared to 666 a year ago.

HIGHWAYS AND TRAFFIC SAFETY

"Despite rising costs, Texas has continued to build better highways for less money than any other State in the nation. Our portion of the new 3,158-mile interstate system is now two-thirds complete—2,005 miles open to traffic, and another 440 miles under construction.

"To help advance highway safety and to combat the tragic deaths, suffering and economic loss of traffic accidents, we have taken a number of important steps.

—We implemented a statewide program to make driver education available to all students.

—We provided stiffer penalties for driving without a license.

—And we tightened provisions of the license law to hopefully produce more responsible drivers.

At the same time, we have expanded the highway patrol by 37% and have provided increased income for members of that important force.

MENTAL HEALTH AND MENTAL RETARDATION

"A major study of needs for the mentally ill and mentally retarded conducted during the first two years of this administration resulted in sweeping recommendations which the 59th Legislature passed into law.

—The Texas Department of Mental Health and Mental Retardation was created.

—Administration of tuberculosis hospitals was transferred to the State Health Department.

—Local participation in mental health and mental retardation programs was made possible, and we now have 26 active community boards of trustees.

INTERGOVERNMENTAL RELATIONS

"The past six years has seen a meteoric increase in the importance of harmonious working relationships between the Federal, State and local levels of government. I am proud that our relations now with the federal establishment and with local and regional units of governments stand at an all-time high level of cooperation.

"The task has not been an easy one. I have been particularly vocal, as you know, in calling for a plan of 'block grants' to the states which would make lump sums available to the states, rather than require us to submit applications, project by project. I am pleased to report to you that the new Omnibus Crime Control and Safe Streets Act was enacted in this way, and we already have begun the implementation of this Act in Texas.

"The State's relations with its cities and regional organizations also has been of prime concern to me. Realizing that the number one problem in Texas cities was an adequate source of revenue, we recommended to the 60th Legislature and you enacted the optional city sales tax. This tax has now been adopted by 323 cities, representing about 85% of the State's population, and it has, without doubt, been the salvation of many of our cities.

"In addition, you and I have real-

ized that many problems transcend city limits and even the boundaries of our counties. With this realization, we have encouraged the formation of regional planning groups which now cover 20 of our metropolitan areas, and you have provided State funds for support of these groups for the past two years. I hope you will expand our State support to these organizations, for they are performing a valuable service for the people of Texas.

"We have taken still other worthwhile steps to meet the human needs of our people.

—We established a consumer credit code for the first time in history, providing new protection in the market place.

—We strengthened the State's industrial safety program.

—By working with private industry, we developed a Texas Job Corps Program which has become a national model of effectiveness and efficiency.

"Along with these many obviously important needs of our State, I am proud that we have given of our energies and our resources to less tangible—yet equally vital areas of endeavor—areas dealing with man's spirit, his pride, his inspiration.

—The establishment of the Institute of Texan Cultures during HemisFair, and the institution's perpetuation for future generations may be one of the most important historical and cultural actions in this century. The exhibit is described by Smithsonian Institute directors as one of the most effective approaches yet made to social history. They are encouraging similar studies in other states.

—In 1963, we gave the State Historical Survey Committee the tools to designate historical markings and related projects.

—Museums in the State have increased from 82 in 1964 to 280 today, with another 215 in various stages of planning.

—The Legislature created, in response to my recommendation, the post of State Archaeologist.

—We created the Fine Arts Commission.

"Lastly, I hope you will forgive me if I have special pride in a project during my administration that I cannot claim. Yet I know of no undertaking which will provide richer or more lasting dividends to the people

of Texas than the landscaping of the historic Mansion grounds, conceived and carried out by my gracious first lady, Nellie. We both hope that the beauty and loveliness now found there will convey in some measure to future generations our affection for that lovely landmark, which we have had the privilege to call our home for the last six years.

"Current law required that I submit a budget to you, and each of you received a copy of it in December. These recommendations indicate that nearly all the estimated \$1.6 billion available will be required to finance state programs at current levels, and to meet unavoidable increases in spending, such as our expanding enrollments in education.

"I did not presume in my budget to take the role which properly belongs to the new Governor, and to you, by recommending expansions and increases in State efforts where demands and needs are great, and where only the new Governor and this Legislature have the power of decision.

"I did recommend and I want to repeat and re-emphasize this recommendation today—that State budget law be amended to give exclusive responsibility for an executive budget to the incoming Governor when administrations change. I further recommended that every new Governor be provided funds immediately after his election to establish an office of the Governor-elect, in order to enable him to prepare for the full assumption of all the powers and duties of Governor upon his inauguration. I again strongly urge you to give full consideration to these recommendations, and to adopt them.

"The Texas Constitution further requires that a retiring Governor give to the Legislature a full accounting of the condition of the State. This I have done in a report which will be distributed to you later today.

"To summarize the efforts of this administration, we've tried to move forward on many fronts . . . trying patiently to find a better way . . . sometimes with dramatic success, sometimes with only minute progress.

"Some of our progress, which seems intangible in nature, yet may be the most significant in the long run. Just as the actions we reviewed included new attention to the historical and

cultural aspects of human endeavor, so we also have tried to awaken new awareness of the importance of our government, and to instill new pride and confidence in it. I am proud of the legions of competent, outstanding Texans who have undertaken positions of responsibility on dozens of boards and agencies and have brought a new level of leadership to the operation of State government.

"I hope, too, that this administration has helped advance understanding of the urgency of a broader outlook for State government. Certainly government should not plan nor dictate the lives of our people. But neither can it be the archaic lodestone which shackles or handicaps its citizens. While most change will and should be initiated by the private sector, we must recognize that government is the vital, dominant factor in many fields, and must perform competently and responsively functions that the individual cannot realistically perform.

"State government cannot be satisfied with simply meeting the day to day problems, as important as they are. It cannot allow emergencies of the hour to blind it to long-range problems and opportunities. Government must supply the leadership and support to a wide spectrum of human activity.

"Obviously, the nature and magnitude of these needs and opportunities are impossible to deal with without planning for the future.

"Who would have thought that we would be transplanting hearts and circling the moon in 1968? And yet the knowledge explosion of the next decade will make today's advances outmoded, and the changes we have witnessed will continue at an ever-growing velocity. And the people of a nation with technology to orbit the moon are going to demand a better world in which to live. They are going to demand open space to enjoy, revamping of our transportation system and a multitude of other improvements. State government cannot effectively serve this era by meeting five months every two years and dealing only with those needs of the hour, as important as they may be.

"Without a modernized State governmental structure—responsive, efficient machinery, we simply cannot cope with the problems we face, no matter how dedicated our public servants may be.

"That is why, along with such vital matters as long-range water planning and improved public education, I have attached such importance to constitutional revision. While our astronauts are going to the moon in space ships, we're still trying to operate our State government as if we were crossing the Atlantic Ocean in a sailing ship.

"Finally, I hope that this administration has given voice to . . . has nurtured in some small way . . . a philosophy of government and the individual.

"The hand of government must be firm enough to try to take care of our necessities in a complex world. But government's far nobler and more rewarding role is to work to create a climate providing a broader base for the full play of human talent and genius.

"For as impressive as our statistics on growth or income may be, they are but limited quantitative measurements.

"The vast legions of Rome, as awesome as they were in their day, are forgotten numbers. Yet the architectural genius of that age built a Coliseum unmatched for 2,000 years.

"When we marvel at the wonders of the Parthenon, the Cistine Chapel, and the genius of Michaelangelo, the economic indices of the time pale into obscurity.

"So as our government meets its day to day duties, its greater destiny lies in providing opportunities for the development of human talents—for the individual genius of man is the greatest treasure of our civilization. And if we provide the atmosphere and opportunity for man to develop his hand, his mind, his spirit, we need not worry about what history may say about us.

"Nellie and I are eternally grateful to the people of Texas whose faith and confidence and support have sustained us throughout these six years. We are grateful, too, to you in this chamber . . . for your friendship . . . for your many kindnesses that we shall always treasure. The honor that has been ours in serving Texas shall remain forever the highlight of our lives.

"Our wholehearted appreciation goes also to the Texas news media, both here in the Capitol and across the State, for fair and constant coverage of the efforts of this administration. Although we may not have agreed

in every instance on every issue, our relationship has been one of the highest order, and one which I shall cherish always.

"Our tenure is ended, but yours goes on.

"I need not remind you that the mantle of leadership is not without its burden or its reward. The course for our future is charted in the accomplishments and the shortcomings of the past. In some cases, the path is well marked. In others, it is almost obscured. In most, there is conflict and controversy.

"The administration of government is a continuing process of evolution, hopefully seeking to satisfy the wants of today and anticipating the needs of tomorrow. The necessities, the hopes and the dreams of mankind are thankfully insatiable. The time allotted to each of us to contribute our talents toward exploring and quenching this insatiable thirst is short. We justifiably may speak of past and present accomplishments only in the perspective that they lay the foundations for a future that holds no impossible dreams. The future shall be limited only by our timidity, our lack of vision, our personal selfishness, or our inherent laziness. You have the responsibility and you have the power to put aside these human frailties and to consider the future of this State and the well-being of its people with boldness, with courage, with vision and with faith. You shall have only this opportunity to choose your course of action, for:

"The Moving Finger writes; and
having writ
Moves on: nor all your Piety nor
Wit
Shall lure it back to cancel half a
line,
Nor all your tears wash out a
Word of it."

At the conclusion of the address, the Speaker of the House presented the lovely First Lady, Mrs. Nellie Connally, and sons, John and Mark.

The President of the Senate addressed the Joint Session extending an invitation to the Members and their friends from over the State to attend the colorful Inauguration festivities.

At the conclusion of the Joint Session, the President announced at

12:00 o'clock m. that the Senate would stand recessed until 12:20 o'clock p.m. today, on motion previously adopted by the Senate.

After Recess

The Senate met at 12:20 o'clock p.m. and was called to order by Senator Hightower.

Message From the House

Hall of the House of Representatives
Austin, Texas,
January 15, 1969.

Hon. Preston Smith
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 4, Granting each House permission to adjourn from Wednesday, January 15, until Monday, January 20, in memory of the Honorable D. C. Howard.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Concurrent Resolution 4 on Second Reading

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 4, Granting each House permission to adjourn from Wednesday, January 15, until Monday, January 20, in memory of the Honorable D. C. Howard.

The resolution was read.

On motion of Senator Aikin, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 8

Senator Brooks offered the following resolution:

S. C. R. No. 8, Commending Hugh McElroy and his son, Hugh Thomas McElroy, on their humanitarian act.

Whereas, Hugh McElroy, age 84, and his son, Hugh Thomas McElroy, age 47, are highly respected citizens of Houston, both having served their Nation with distinction in time of war; and

Whereas, The father has been through three wars, and is said to have a "dresser full" of medals; he

once rode with the 10th Cavalry in Cuba when Teddy Roosevelt was leading his Rough Riders during the Spanish-American War; his picture was on display at HemisFair in San Antonio; and

Whereas, The son served in the Navy during World War II, and was on a destroyer when it was sunk by the enemy; later he served in the Marine Reserves; and

Whereas, It was not surprising to their many friends and to people who knew their background to learn of their humanitarian act on December 3, 1968; and

Whereas, When these two fine men saw a house burning in their neighborhood, they immediately went to offer their assistance; upon learning that children were inside the burning house the son, Hugh Thomas McElroy, entered the building while the father, Hugh McElroy, stayed outside to keep the crowd back; and

Whereas, This act of bravery saved the lives of two children who were trapped in the house; and

Whereas, Too seldom worthwhile men receive the recognition merited by their good works, and the Texas Legislature wishes to commend these outstanding men for their many acts of bravery, and for their unselfish interest in their fellowman; now, therefore, be it

Resolved by the Senate of Texas, 61st Legislature, the House of Representatives concurring, That this Resolution express appreciation to Hugh McElroy and Hugh Thomas McElroy for their exemplary lives and for their concern for the well-being of other people; and, be it further

Resolved, That copies of this Resolution be prepared for Hugh McElroy and Hugh Thomas McElroy in token of the esteem of the Legislature of Texas for them and their good works.

The resolution was read.

On motion of Senator Brooks, and by unanimous consent, the resolution was considered immediately and was adopted.

Welcome Resolutions

S. R. No. 4—By Senators Word and Ratliff: Extending welcome and privileges of the floor for the day to Mr. and Mrs. Don Wilson of Abilene.

S. R. No. 5—By Senator Brooks:

Extending welcome to students of Milby High School of Houston.

S. R. No. 6—By Senator Jordan: Extending welcome to the Seventh and Eighth grades Texas History Classes of Settegast Intermediate School of Houston.

S. R. No. 7—By Senator Jordan:

Extending welcome to members of "The 13" Boys Club from ninth grade class of Francis Scott Key Junior High School of Houston.

Adjournment

On motion of Senator Blanchard the Senate at 12:25 o'clock p.m. adjourned until 10:30 o'clock a.m. on Monday, January 20, 1969.

In Memory of Senator Bruce Reagan

Senator Watson offered the following resolution:

(Senate Concurrent Resolution 6)

Whereas, On November 25, 1968, the State of Texas lost one of its most esteemed citizens and dedicated public officials with the death of Senator Bruce Reagan of Corpus Christi; and

Whereas, Senator Reagan had served in the Texas Senate from the 20th District for 12 years, and he was one of the few Senators in history to be honored on two occasions by his colleagues as their choice for President Pro Tempore of the Senate; while holding this office in 1961, he served as acting Lieutenant Governor for five months and as Governor for 15 days after Lieutenant Governor Ben Ramsey resigned to accept appointment to the Texas Railroad Commission; and

Whereas, Bruce Reagan was a native of Brownshoro, in East Texas, but had lived in Corpus Christi most of his adult life; in high school, at Athens, Texas, he was a basketball star when his team won the national championship in 1931, and the six-foot-four Reagan played all three years that the Athens High School Basketball Team won the State title in 1931, 1932, and 1933; and

Whereas, In the Army during World War II, while stationed in New Guinea, he suffered a serious back injury during a Japanese bombing raid; although he was left with a stiff back and slight limp, and was in pain most of the time, he carried on and accomplished more than would have seemed possible for a well man; and

Whereas, He was first elected to the Texas Senate in 1956, and classed himself as a conservative; he had served on every major committee in the Senate and was chairman of the Senate Banking Committee and one of the three Senate members on the Legislative Budget Board at the time of his death; and

Whereas, Among outstanding legislation which he sponsored were the Small Loan Regulatory Act and the State's first general sales tax bill in 1961; he sponsored bills creating the Texas Water Development Board, the Texas Tourist Development Agency, and the Texas Industrial Commission; he also authored legislation approving for the State of Texas the creation of the Padre Island National Seashore, creating a citrus commission, and giving Texas a voice concerning the dumping of radioactive materials in the Gulf of Mexico; and

Whereas, Senator Reagan was a member of the Baptist Church; his civic and fraternal affiliations included Lions, Veterans of Foreign Wars, American Legion, Disabled American Veterans, Jaycees, Chamber of Commerce, 40 & 8, Fraternal Order of Eagles, Benevolent Protective Order of Elks, and the Salvation Army Board; and

Whereas, It is the desire of the 61st Legislature to recognize the distinguished citizenship and public service of Senator Bruce Reagan and pay tribute to him; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That sympathy of the 61st Legislature be and it is hereby extended to his wife, the former Bobby Womack, of Corpus Christi, and his two daughters, Mrs. Mike Ratcliff and Mrs. Jan Latham, with whom we share the tragedy of loss at the untimely death of our beloved colleague and friend; and, be it further

Resolved, That official copies of this Resolution be prepared for the members of his family and that when this Resolution is adopted and each House adjourns for the day, that adjournment be in honor of and to the memory of Senator Bruce Reagan.

WATSON

Signed: Lieutenant Governor Preston Smith, Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Wilson and Word.

The resolution was read.

On motion of Senator Aikin and by unanimous consent the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Watson, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.